

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Lawrence Eugene Dell v St Clair Circuit Court**
Docket No. **281475**
L.C. No. **95-001361-FC**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The motion for reconsideration regarding the filing fee is DENIED.

The motion for extension of time to pay the initial filing fee is DENIED as moot.

The complaint for superintending control is DISMISSED for lack of jurisdiction because an appeal from the two orders regarding DNA testing was available and in fact exercised in docket numbers 250754 and 261013. MCR 3.302(D)(2). The trial court exercised his clear legal duty by deciding the motions. There is no clear duty to rule in favor of the plaintiff. Plaintiff cites no legal authority that he can use a complaint for superintending as a means to get the decisions made in 250754 and 261013 once again before this Court.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

NOV 21 2007

Date

Sandra Schultz Mengel
Chief Clerk